

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Robert LINK ATTY. DOCKET NO.: P04,0299
SERIAL NO.: 10/505,204
FILED: August 19, 2004
INVENTION: "METHOD AND DEVICE FOR PRINTING WHEREIN A
HYDROPHILIC LAYER IS PRODUCED AND STRUCTURED"

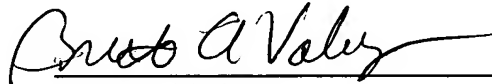
Commissioner for Patents,
P. O. Box 1450
Alexandria, Virginia 22313-1450

**SUBMITTAL OF ENGLISH TRANSLATION OF INTERNATIONAL PRELIMINARY
EXAMINATION REPORT**

S I R:

Enclosed is an English Translation of the International Preliminary
Examination Report for the above-identified application.

Respectfully submitted,

 (Reg. No. 27,841)

Brett A. Valiquet
SCHIFF HARDIN LLP
Patent Department
6600 Sears Tower
233 South Wacker Drive
Chicago, Illinois 60606
(312) 258-5786
Attorneys for Applicant
CUSTOMER NO. 26574

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United
States Postal Service as First Class Mail in an envelope addressed to

Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450
CUSTOMER NO. 26574

DATE: November 1, 2004


BRETT A. VALIQUET

From the INTERNATIONAL BUREAU

PCT

NOTIFICATION OF TRANSMITTAL
OF COPIES OF TRANSLATION
OF THE INTERNATIONAL PRELIMINARY
EXAMINATION REPORT
(PCT Rule 72.2)

To:

SCHAUMBURG, Karl-Heinz
Postfach 86 07 48
81634 München
ALLEMAGNE

EINGEGANGEN

21. Okt. 2004

Erled

Date of mailing (day/month/year) 14 October 2004 (14.10.2004)	
Applicant's or agent's file reference 2002-0204 P	IMPORTANT NOTIFICATION
International application No. PCT/EP2003/001451	International filing date (day/month/year) 13 February 2003 (13.02.2003)
Applicant OCE PRINTING SYSTEMS GMBH et al	

1. Transmittal of the translation to the applicant.

The International Bureau transmits herewith a copy of the English translation made by the International Bureau of the international preliminary examination report established by the International Preliminary Examining Authority.

2. Transmittal of the copy of the translation to the elected Offices.

The International Bureau notifies the applicant that copies of that translation have been transmitted to the following elected Offices requiring such translation:

None

The following elected Offices, having waived the requirement for such a transmittal at this time, will receive copies of that translation from the International Bureau only upon their request:

EP, JP, US

3. Reminder regarding translation into (one of) the official language(s) of the elected Office(s).

The applicant is reminded that, where a translation of the international application must be furnished to an elected Office, that translation must contain a translation of any annexes to the international preliminary examination report.

It is the applicant's responsibility to prepare and furnish such translation directly to each elected Office concerned (Rule 74.1). See Volume II of the PCT Applicant's Guide for further details.

The International Bureau of WIPO 34, chemin des Colombettes 1211 Geneva 20, Switzerland Facsimile No.+41 22 740 14 35	Authorized officer Agnes Wittmann-Regis Facsimile No.+41 22 338 89 70
--	---

Translation

PATENT COOPERATION TREATY

PCT/EP2003/001451



PCT

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Article 36 and Rule 70)

Applicant's or agent's file reference 2002-0204 P	FOR FURTHER ACTION See Notification of Transmittal of International Preliminary Examination Report (Form PCT/IPEA/416)	
International application No. PCT/EP2003/001451	International filing date (day/month/year) 13 February 2003 (13.02.2003)	Priority date (day/month/year) 19 February 2002 (19.02.2002)
International Patent Classification (IPC) or national classification and IPC B41C 1/00		
Applicant OCE PRINTING SYSTEMS GMBH		

1. This international preliminary examination report has been prepared by this International Preliminary Examining Authority and is transmitted to the applicant according to Article 36.

2. This REPORT consists of a total of 6 sheets, including this cover sheet.

☒ This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT).

These annexes consist of a total of 7 sheets.

3. This report contains indications relating to the following items:

- I ☒ Basis of the report
- II ☐ Priority
- III ☐ Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
- IV ☒ Lack of unity of invention
- V ☒ Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
- VI ☐ Certain documents cited
- VII ☐ Certain defects in the international application
- VIII ☐ Certain observations on the international application

Date of submission of the demand 12 June 2003 (12.06.2003)	Date of completion of this report 19 March 2004 (19.03.2004)
Name and mailing address of the IPEA/EP	Authorized officer
Facsimile No.	Telephone No.

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.

PCT/EP2003/001451

I. Basis of the report

1. With regard to the elements of the international application:*

- ☐ the international application as originally filed
- ☒ the description: .
 pages 1-24 , as originally filed
 pages , filed with the demand
 pages , filed with the letter of
- ☒ the claims: .
 pages , as originally filed
 pages , as amended (together with any statement under Article 19
 pages , filed with the demand
 pages 1-31 , filed with the letter of 10 October 2003 (10.10.2003)
- ☒ the drawings: .
 pages 1/6-6/6 , as originally filed
 pages , filed with the demand
 pages , filed with the letter of
- ☐ the sequence listing part of the description:
 pages , as originally filed
 pages , filed with the demand
 pages , filed with the letter of

2. With regard to the language, all the elements marked above were available or furnished to this Authority in the language in which the international application was filed, unless otherwise indicated under this item.

These elements were available or furnished to this Authority in the following language which is:

- ☐ the language of a translation furnished for the purposes of international search (under Rule 23.1(b)).
- ☐ the language of publication of the international application (under Rule 48.3(b)).
- ☐ the language of the translation furnished for the purposes of international preliminary examination (under Rule 55.2 and/or 55.3).

3. With regard to any nucleotide and/or amino acid sequence disclosed in the international application, the international preliminary examination was carried out on the basis of the sequence listing:

- ☐ contained in the international application in written form.
- ☐ filed together with the international application in computer readable form.
- ☐ furnished subsequently to this Authority in written form.
- ☐ furnished subsequently to this Authority in computer readable form.
- ☐ The statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished.
- ☐ The statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished.

4. ☐ The amendments have resulted in the cancellation of:

- ☐ the description, pages
- ☐ the claims, Nos.
- ☐ the drawings, sheets/fig

5. ☐ This report has been established as if (some of) the amendments had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).**

* Replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report since they do not contain amendments (Rule 70.16 and 70.17).

** Any replacement sheet containing such amendments must be referred to under item 1 and annexed to this report.

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.

PCT/EP2003/001451

IV. Lack of unity of invention

1. In response to the invitation to restrict or pay additional fees the applicant has:

- ☐ restricted the claims.
- ☐ paid additional fees.
- ☐ paid additional fees under protest.
- ☒ neither restricted nor paid additional fees.

2. ☐ This Authority found that the requirement of unity of invention is not complied with and chose, according to Rule 68.1, not to invite the applicant to restrict or pay additional fees.

3. This Authority considers that the requirement of unity of invention in accordance with Rules 13.1, 13.2 and 13.3 is

- ☐ complied with.
- ☒ not complied with for the following reasons:

4. Consequently, the following parts of the international application were the subject of international preliminary examination in establishing this report:

- ☐ all parts.
- ☒ the parts relating to claims Nos. 1-16

Supplemental Box

(To be used when the space in any of the preceding boxes is not sufficient)

Continuation of: IV.3

The shared technical features of the subject matter of independent claims 1 and 17 and of claims 10 and 25 are the features indicated in the respective preambles.

However, the technical features which link claims 1 and 17 and claims 10 and 25 are not novel (the preamble shows the prior art - see also the written opinion of 28 July 2003). Consequently, there is no technical relationship between claims 1 and 17 and between claims 10 and 25.

The following inventions or groups of inventions are therefore not so linked as to form a single general inventive concept (PCT Rule 13.1):

Claims 1, 10: Method (claim 1) and unit (claim 10) for producing a printed image on a printing material in which a surfactant layer is applied to the surface of the printing form to produce a hydrophilic layer.

Claims 17, 25: Method (claim 17) and unit (claim 25) for producing a printed image on a printing material, the surface of the printing form being an SiO_2 layer on which a hydrophilic layer containing SiOH molecules is formed by the action of hot steam.

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.

PCT/E 3/01451

V. Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. Statement

Novelty (N)	Claims	1-16	YES
	Claims		NO
Inventive step (IS)	Claims	1-16	YES
	Claims		NO
Industrial applicability (IA)	Claims	1-16	YES
	Claims		NO

2. Citations and explanations

1 EP-A-0963839 (D1) discloses the closest prior art. D1 describes a method for producing a printed image on a printing material which involves the following steps:

- a) large-scale exposure with an UV lamp of a printing form, having a surface coating made of a material which becomes highly hydrophilic on UV exposure and highly hydrophobic on IR exposure
- b) application of water to form a thin aqueous film
- c) forming the image on the surface using an IR imaging unit
- d) application of an oil-based ink
- e) transfer of the printed image onto the printing material.

If a new printed image is to be applied, the surface can be cleaned in a cleaning unit and made hydrophilic again by UV irradiation.

The present method differs from the prior art in that, to produce a printed image on a printing material,

- a) a hydrophilic surfactant layer with a layer having a molecular thickness is produced on the printable surface of a printing form

- b) in a structuring process, hydrophilic and hydrophobic areas are produced which correspond to the structure of the printed image that is to be produced
- c) a dampening agent layer is applied to the surface of the printing form, said dampening agent layer being formed only by the hydrophilic areas
- d) ink is applied to the surface, and
- e) the printed image is applied to the printing material. In this method too, the surface can be cleaned for a new structuring process and provided with a new hydrophilic surfactant layer.

The method according to claim 1 and the unit for producing a printed image according to claim 10 are therefore novel.

2. The present invention addresses the problem of providing a printing method and a printing unit which enable digital printing to be carried out with different printed images on the same printing form with a high degree of print quality and using less energy (see page 4, lines 26-30 and page 5, lines 13-17).

This problem is solved in that, instead of a water layer, a surfactant layer having a molecular thickness is applied to the surface of the printing form.

The solution to this problem is not apparent from the prior art and is therefore not obvious to a person skilled in the art.

The subject matter of the present claims 1 and 10

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.

PCT/E 3/01451

therefore involves an inventive step.